IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.5204 OF 2004

Mainuddin Hanimlya Mulla & Ors. : Petitioners

V/s.

Hajimiya Mainuddin Bubere & Ors. : Respondents

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Mr.A.G.Damle for the petitioners.

None present for the respondents.

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CORAM : S.A. BOBDE, J.

September 15, 2005.

P.C.:

1. The petitioners have challenged the order of the Maharashtra Revenue Tribunal passed on 3.11.1997 in RTS proceedings refusing to review its earlier order dated 27.1.1997.

2. I am of view that the petition suffers from delay and laches having been filed on 29.4.2003 and is, therefore, liable to be dismissed. In any case, the petitioners shall be entitled to assert such rights as to title, etc. in the property as may be advised in a civil suit.

3. The petition stands disposed of.

S.A. BOBDE, J.